

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Implementation of Sections 309(j) and 337 of the)	WT Docket No. 99-87
Communications Act of 1934 as Amended)	
)	
Promotion of Spectrum Efficient Technologies on)	RM-9332
Certain Part 90 Frequencies)	

ORDER

Adopted: August 10, 2012

Released: August 10, 2012

By the Chief, Policy and Licensing Division, Public Safety and Homeland Security Bureau:

1. On April 25, 2012, in conjunction with the Wireless Telecommunications Bureau, we waived, on our own motion, the January 1, 2013 deadline for private land mobile radio (PLMR) licensees in the 470-512 MHz band to migrate to narrowband (12.5 kHz or narrower) technology.¹ This action renders moot certain previously filed requests for waiver.

2. Accordingly, IT IS ORDERED pursuant to Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 303(r), and Section 1.925 of the Commission's Rules, 47 C.F.R. § 1.925, that the Requests for Waiver of Sections 90.203(j)(10) and 90.209(b)(5) of the Commission's Rules, 47 C.F.R. §§ 90.203(j)(10), 90.209(b)(5), filed by the Maryland Department of Transportation on March 8, 2012 and Ocean County, New Jersey on December 22, 2011 ARE DISMISSED AS MOOT.

3. This action is taken under delegated authority pursuant to Sections 0.191 and 0.392 of the Commission's Rules, 47 C.F.R. §§ 0.191, 0.392.

FEDERAL COMMUNICATIONS COMMISSION

Thomas J. Beers
Chief, Policy and Licensing Division
Public Safety and Homeland Security Bureau

¹ See Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Order*, WT Docket 99-87, DA 12-642 (OET, PSHSB, WTB)(rel. Apr. 26, 2012). See also Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Second Report and Order and Second Further Notice of Proposed Rulemaking*, WT Docket No. 99-87, 18 FCC Rcd 3034 (2003) (*Second R&O*); Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, *Third Memorandum Opinion and Order, Third Further Notice of Proposed Rule Making and Order*, WT Docket No. 99-87, 19 FCC Rcd 25045 (2004) (*Third MO&O*).